PROOF OF TAMMANY'S PLOT. HERE IT IS, LET WHO WILL TRY EXPLAIN IT AWAY.

Reproductions of the Erasures, Alterations and Insertions of Court Records by Which It Was Sought to Damage Theedere Roosevelt's Candidacy for Governor -paring Jugglery with Official Doorsments Resorted To in the Attempt to Put film in a Wrong Light Before the Public.

Fac-similes of the "doctored" court records phase of Tammany's extraordinary shame to manufacture a fraudulent campaign ment in the New York Supreme Court delaring Col. Theodore Boosevelt of New York sident of the District of Columbia-are nted in The Sun this morning. These pies were made from the "Record of Notes laste" in the office of Calendar Clerk

Justice Daly, declared that the onse was irregularly in court.

"No notice of trial has ever been served," said Mr. Root. No record appears upon the records of this court of the filing of any note of issue, and it is only by accident that Mr. Boosevelt's attorneys discovered that the case was here-only by necident. The Corporation Counsel is not in a position, having refused the stipulation to discontinue the case, and having put the case on the calendar without notice to any of us, to come here and do what he chooses with the case in our absence and with our entire ignorance. This case does not belong upon this calendar or any calendar."

Assistant Corporation Counsel Ward declared that there was a record of the filing of the note Thomas Boese of the Special Term of the Special Court and plainly show how a ord was made of the filing, by Assistant control Counsel John N. Ward, of note of issue in the Roosevelt certiorari esedings, after the calendar clerk had olcoed September record and made his return for rance. This case does not belong upon this calendar or any calendar."

Assistant Corporation Counsel Ward declared that there was a record of the filing of the note of issue. And so there was, then, for the record had been made that morning. After leaving court. Mr. Speer went into Calendar Clerk Boese's office and looked over again the September record of notes of issue filed. The Boosevelt case had been recorded, as THE SUN told yesterday. On Saturday there were three cases recorded on page 116, under date of Sept. 21, in this way: "The People, ex. rel., T. I. Feitner et al., Hawke & F. J. Whalen, \$3." No. 213 was written out in full as it is bere given. Nos. 214 and 215, underneath, were recorded in this way: 214.

do. 60. do. 53. the received, to County Clerk William Sohmer, along with the copies of the scratched-out and rlined entries is a fac-simile of the receipt for September fees, given to Assistant Calenfar Clerk Glaser by Cashler John A. Wrede of the County Clerk's office on Friday, Sept. 30, ether with a copy of the twice-corrected toal footing in the clerk's record.

The Tammany schemers, for whom this work was done by cierks who evidently had no conestica of its serious import, declare that the strange "irregularities" in the record are \*elerical errors" and " bad bookkeeping;" but
214.
Bey are utterly at a loss to explain how As-

116

Received from Thomas Boses, per F. Glaser, eight undired and twenty-fire dollars. \$525. Years A. Whide, Cabler.

When Mr. Speer returned to the Calendar Clork's office, after 12 o'clock, the note of issue he was looking for was all ready for him. It was made out in the regular form and pasted on the regular filing allp. On the back it was stamped with a rubber stamp:

The Clerk's record was unchanged. When the case was called in Part III., Special Term, on Monday morning, it was on the basis of Mr. Specr's investigation that Elihu Root, before Justice Daly, declared that the case was irreg-ularly in court.

"Oh, as to that, he had a return to file in the Rooseveit case," replied the Deputy County Clerk. "And, of course, it was important. He didn't want to make any mistakes in an important case like this."

How did he get the case put on the preferred calendar?"

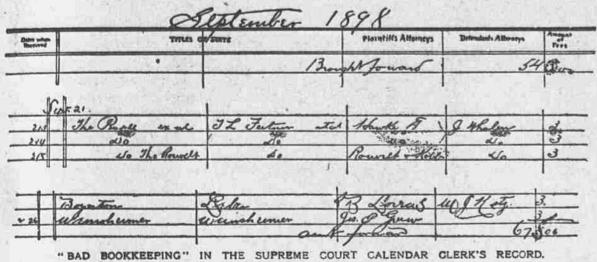
"He can probably tell you that."

"Then, you didn't exercise your influence to have the case preferred."

"No, not at all. I simply went up to the clerk's office with him because he saked me to go along."

and you are sure that that wasn't Thursday or some later day?"

"Positively. It was Sept. 21, the last day for the filing of notes of issue. The records show that, don't they?"



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pistant Corporation Counsel Ward had the Roosevelt case put on the Special Term calen-dar as a preferred cause in plain violation of the laws of civil procedure, with no other pur-tons, seemingly, than by hook or by crook to cheat Col. Roosevelt out of the Governorship.
On Saturday morning, two days before the

spening of the October term of the Supreme Court, the New York Law Journal, the official aw paper of the city, printed the calendar for Monday. At the end of the long list of mo-tions and demurrers set down for Part III., Special Term, was this paragraph: PREFERRED CAUSE.

1717. People ex rel. v. Feitner-Ros plf; J. Whalen for def.

PRIFERENCE CAUSE.

PRIFERENCE CRUSS WAS SET DOWN ON THE PIET III. Calendar, and in the entire calendar for the October term there could not be found another case from the Department of Taxes and Assessments. Col. Roosevell's attorneys could not be lever their eyes when they opened the Law Journal and saw that Col. Roosevell's certiorary proceedings were on the calendar. No notice of trial had been received by Roosevell' & Kobbé from Corporation Counsel Whalen. much less any intimation that the case was to be placed upon the calendar as a preferred cause. Although willing to stake their professional reputations of the Code of Civil Procedure, they referred to the code to see if by any chance they could be guistaken. for in all their practice before the Supreme Court they had never known a Corporation Counsel to make such an extraordinary use of his political power as to have a case placed on the calendar, and as a preferred kause, without due notice to the opposing attorneys, and, in the case of a preferred cause, an application to the court for preference. But there was no mistaking the law.

"At any time after the joinder of an issue, and at least fourteen days before the commencement of the term." reads Section 977 of the Code of Civil Procedure. "Ether party may serve a notice of trial. The party serving the potte must file with the clerk a note of issue." And Section 980 reads. "Either party, who has served the notice, may bring the issue to trial; and in the absence of the acterse party, which has served the notice, may proceed with the case, and take a dismissal of the complaint, or a verdict, decision or judgment, as the case requires.

The Corporation Counsel, so Col. Roosevelt's attorneys asw. Intended to bring the issue to the complaint, or a verdict, decision or judgment, as the case

requires"
The Corporation Counsel, so Col. Roosevelt's attorneys saw, intended to bring the issue to attorneys saw, intended to bring the issue to trial without serving the legal notice, and, in their absence, to secure, if possible, an order from the Court reciting that the Republican

\$ 825.700

sandidate for Governor of New York was a res-ment of the District of Columbia. As a part of the plot to railroad the case through the court, it had been put down as a preferred cause, and Oi, Roseveit's attorneys knew that the clerk had no right to do this. They turned back to section 793 of the code

had no right to do this.

They turned back to section 793 of the code to make sure on this point, and read that "in the county of New York no action or special stocceoing shall be placed as a preferred cause upon the calendar of any special term of any court," as provided in the general law, "but he party desiring a preference of any cause shall serve upon the opposite party, with his sotice of trial, a notice that an application will be made to the court at the opening thereof for save to move the same as a preferred cause."

The Democratic campaign managers, Col.

rate to move the same as a preferred cause."

The Democratic campaign managers, Col. Roceveit's attorneys concluded, were using the County Clerk's office to perpetrate a fraud at the Republican candidate, James A. Speer, for Rocseveit's Robbe, hurried up to the County Court building to find out, if he could, how the Ricoseveit certiorari proceedings had sot on the preferred calendar. Mr. Speer was first to the office of Calendar Clerk Boese.

Can I see the note of issue in the Ricoseveit extiorari proceedings P he asked.

The document isn't in the office now." he was told. "We just sent it down to the County Clerk's office with the other Reptember notes of issue."

Mo, we haven't that paper here just now." Mr. Speer was told at the County Clerk's office with the other Reptember notes by Deputy County Clerk George H. Fahrback. It has been sent down to the printer."

Now, if you will come around at 12 o'clock rou can see that paper." Mr. Speer was told when he reappeared in the Calendar Clerk's office.

One of the under clerk's told the attorney that the record of the filling of notes of issue was apply in a big look. Mr. Speer got the book and looked it through very carefully for the

THE RECEIPT FOR NOTE OF ISSUE FEES

But when Mr. Speer examined the book on Monday he found the page as pictured in THE SUN this morning. The Roosevelt case was entered on the 215 line. The name "Theo. Rosevelt"—wrongly spelled, too—had been written after the first "do." while the third "do." had been erased and "Roosevelt & Kobbé" written in. The line appeared like this:

215. do. Theo. Recevelt. do. Recesset & Kobbé.

do. \$3.

Between the lines 213 and 214 had been interlined the third Hawks & Flannery case, erased from line 215 to make room for the record of Col. Roosevelt's case. No number was given this interlined case, and the total number of cases was left 275, and the footing of the fee column remained \$825, although the addition of the Roosevelt case made the actual total \$828. But Assistant Clerk Glasser, who affirms very positively that the record has not been "doctored," has found another error in the September record, and, as luck would have it, this error just balances the Roosevelt error, leaving the total \$825. There



was a demurrer entered in the list of notes of issue, so it appears, and \$3 was entered in the record in line \$8, as the law clerk who filed the demurrer paid that amount as fee. The entry was: "88, Reeves against Bushby et al. James Schell. E. M. G. \$3." But there is no fee for the filing of demurrers, the clerk found, so he scratched out the entry and wrote in with a blue pencil: "Vold. Vold. Demurrer." Then with his blue pencil he made the footing on each page \$3 less, and marked a big blue "2" over the "5" in the "8525" at the end. Then, to make the total right, he added "\$3" to the fee paid by Assistant Corporation Counsel Ward, and rewrote the total "\$8.25" Mr. Glaser denles most streamously that he is "inexperienced." as one of the other clerks in the office declares, and he is anxious to tell what little he knows about the "doctored" records.

The Assistant Corporation Counsel is in Albany, representing the city in a case before the Court of Appeals. When he gets back he

will explain, so the Tammany office holders about the City Hall say, why there were such strangs "irregularities" in his manner of bringing the Roosevelt certiforari proceedings into court. But Deputy County Cierk Fahrback, whose aid was sought by Er. Ward in getting the case on the calendar, says that the Assistant Corporation Counsel is as true as a die, and would never descend to such political trickery to make campaign skyrockets for Van Wych.

Why the clerks upstairs got a little mixed up," he said resterday. "They have a lot of work to do, you know, and it's a wonder they don't make more mistakes. Iss, it was unfortants that they just happened to make a mistake had been made anywhere else, why we would have never heard of it outside of the office."

Mr. Fahrback called Cashier Wrede, who brought out the transcript of Calendar Clerk Boses's schedule of fees received in September. This copy was made on Monday and differs from the record in the office book, in that the flawic & Fiannery case, interlined in the book between lines 213 and 214, is numbered 216, and the number of each succeeding case is advanced by one. The whole number of cases on the record in the County Okerks office is, therefore, 276, instead of 275, and at the end of the record, to account for the missing 23, is the footnote, "Less No. 286, marked I on sheet 2. 33." The record also shows that the calendar clerk turned \$603 into the cashier's office on Bept, 24 and \$162 on Sept. 30, a total of \$855. The record satisfaes Mr. Fahrback and he thinks it ought to satisfy everybody size.

One of the things that Col. Roosevelt's attor-

everybody else.
One of the things that Col. Roosevelt's attorneys are unable to expiain is why Assistant Corporation Counsel Ward took his note of issue in person to the Court House and went to the Deputy County Clerk for assistance. If, as the Tammanyitee say.

One of the coincidences of the case, or, at any rate the clerks in Corporation Counse! Whalen's office say it is a coincidence, is that the record in the Corporation Counse!'s office of monies expended is a little mixed. In register No. 3 there is an entry of \$3 expended for the filing of the note of lesue in the Roosevelt case, and the entry is dated Sept. 22, the day after Clerk Bosese's office was clored for the filing of notes of issue for the October calendar. But, on a "blotter sheet." from which the register record is made, the entry is dated Sept. 21. Clerk Boseslat, who has been in the office twenty-five years, says he made the "blotter" entry, and that it is all right; and Clerk Costa, who made the register entry, says he must have made a mistake, mistaking the date of the litem.

Now that Col. Bosesvelt has paid his tax for 1858 in spite of Tammany, and the plot to cheat him out of the Governorship on a technicality has been exposed, his attorneys are not worrying over the result of the certiorari proceedings next week. The case will come up on Monday in Part I., Special Term, on the motion of Col. Bosesvelt for leave to discontinue the proceedings, brought by his attorneys, without his knowledge, while he was fighting before Santiago de Cuba Justice Cohen's order, restraining any further proceedings will be granted, and that will end the matter. Col. Bosesvelt will be declared a New Yorker by the Court. Should, however, the motion not be granted, Mr. Root will go before Justice Smyth on Tuesday, the day to which the case was adjourned by Justice Daly,

New Yorker by the Court. Should, however, the motion not be granted, Mr. Root will go before Justice Smyth on Tuesday, the day to which the case was adjourned by Justice Daly, and will expose the whole of Tammany's attempted fraud and move to strike the case from the calendar. Mr. Root believes the case will be out of the courts within a week and that Tammany will be heartily glad when it is.

The following letter is self-explanatory:
To the Edward Street and that Tammany will be heartily glad when it is.

The following letter is self-explanatory:
To the Edward Street and that Tammany will be heartily glad when it is.

The following letter is self-explanatory:
To the Edward Street and that Tammany Plot Laid Bare."
I would say that on Saturday, the lat inst, I called twice at the office of the Clerk of the Special
Term of the Supreme Court, and both times examined the books in which the clerk keeps the record of notes of issue filed in the pending proceedings. There was no entry or record of the Theodore Roosevelt tax certiorari proceeding in the book. I made an examination of the book on Monday afternoon, after the case had come up in court, and discovered that the record had been altered and the proceeding entered on a line which has been used for another tax case where the entry required ditto marks only, as the title was the same as the case on the line above it. The other case had been interlined, but no number had been given to it, aithough opposite the title of every other case there is a number, the numbers running consecutively from I to 276. Very truly yours,

New York, Oct. 5.

James A. Spreen.

COL. ROOSEVELT IN BROOKLYN.

His Reception at the Union League Club to Be a Big Demonstration.

The managers of the Union League Club in Brooklyn have completed the arrangements for the reception to Col. Theodore Boosevelt and Lieut.-Gov. Woodruff on Saturday night. From the widespread interest in the affair it is confidently expected that Grant square will be the scene of one of the most enthusiastic political demonstrations ever witnessed in

Brooklyn. The Committee on Political Affairs of the

club yesterday sent out this letter to the mem-

The Committee on Political Affairs of the club yesterday sent out this letter to the members:

"The Republican party has placed in nomination for State offices men of high character and ability, led by that superb example of American manhood, Col. Theodore Roosevelt.

The Congressional nominees from Rings county are all men of ability and tried capacity, fully in accord with President McKinler's wise and judicious course.

"At this important crisis it is imperative that the Republican candidates be elected. They can be if Republicans are alive to the issues and faithful to their duties.

"The Union League Club has rendered the party efficient service in the past and will do so this year if sustained by the club members. The Committee on Political Affairs is organized for work. We require funds sufficient for the work, and expect to be liberally sustained by the members.

"Checks should be drawn to the order of Jackson Wallace, Treasurer, and sent to the Union League Club."

John P. Jacckel, the Republican candidate for State Treasurer, was in Brookiyn yesterday and had a conference with the local imanagers. He said: "I have been making a bour of the State since the Saratoga Convention. I am more than confident of Republican success. The country districts will be strongly for Col. Roosevelt. I am confident the entire State ticket will be elected."

The rally of the Young Republican Club, as which Gen. Tracy and President Seth Low are to speak, has been fixed for Wednosday night, Oct. 19, at the Academy of Music.

Foraker Opens the Ohio Campaign WOOSTER, O., Oct. 5. -Senator J. B. Foraker opened the Republican campaign in northern Ohio this afternoon. He arrived from New York at noon and had an enthusiastle recep-tion. Judge Martin Welker presided. The Senator paid epecial attention to the State affairs.

LOW AND TRACY TO SPEAK FROM THE SAME PLATFORM.

ROOSEVELT AND HARMONY.

the Face of the Effort to Tammanyire the State, Republicans and Independents Join Hands-Houry D. Purroy, an Old. Tammany Man, Is Out for the Ticket.

gers below the Bronx take additional steps to emonstrate to the Berublicans and indepen-ents in all the up-State districts that the Remblicans and independents in New York city are working side by side in the completest Roosevelt and the entire State ticket nomi-nated at Saratoga. The latest evidence of this tremendous union of forces to prevent Tammany control in New York State was the authoritative announcement resterday that on Oct. 19 the Hon, Seth Low and Gen, Benamin F. Tracy will speak from the same plat rm at a Roosevelt demonstration in Brooklyn. Mr. Low was the candidate of the Citi Union for Mayor of Greater New York a year ago and Gen. Tracy was the candidate of the Republican organization forces. Sharp things were said furing that canvass by both there was more or less bitterness of spirit. All this has departed and the two candidates for Mayor against Tammany's forces a rear ago are now with their friends and supporters standing shoulder to shoulder against the atto govern the State and the Legislature as well as New York city.

The Democratic candidate for Governor is

Augustus Van Wyck of Brooklyn. His brother, Robert A. Van Wyck, is Mayor of the city ot New York, which is made up of the bor-oughs of Manhattan and the Bronx, Brooklyn. Richmond and Queens. Under the new char-Richmond and Queens. Under the new charter governing Greater New York the Mayor of the city and the Governor of the State have the closest possible political relations. With Augustus Van Wyck Governor and Robert A. Van Wyck Mayor-his term does not expire until 1901-Tammany Hall and the McLaughlin machine in Brooklyn would dominate in all State affairs. The McLaughlin machine in Brooklyn, however, to a great extent has lost its individuality for the reason that the Mayor is a Tammanyite, who controls the great patronage of the city. The McLaughlin machine, to a very great extent, is under the domination of Tammany Hall. The Tam-many State ticket, with Augustus Van Wyck at the head, represents nothing but a deter mination on the part of Tammany Hall to Tammanyize the State. That is the situation oure and simple.

Bepublicans and independents who have not een in accord for many years understand fully the plot of Tammany Hall to secure complete ascendency in the State, and it is the knowledge of this plot that has united all anti-Tammany forces against Augustus Van Wyck's

Col. Roosevelt, Postmaster Van Cott. and Henry D. Purroy had a long talk at the Fifth Avenue Hotel resterday afternoon. Mr. Purroy announced his intention of coming out strong and straight for Col. Roosevelt and the entire Republican State ticket. Mr. Purroy was one of Seth Low's chief supporters a year ago in the campaign for Mayor. For many years he was one of the chief sachems of Tam-many Hall. He is opposed heart and soul to the Tammanyising of the State, and within a few days, it was said, he will make his position

The Tammany candidate for Governor, Au rustus Van Wyck, visited Democratic State headquarters in the Hoffman House, yesterday, when he had a long alk with Chairman Patrick Henry McCarren. Mr. McDarren announced afterward that Mr. Van Wyck would open his cam paign in the Brooklyn Academy of Music next Wednesday or Thursday evening, the exact evening to be determined within a day or so.

The up-State Democrats who have visited forty-eight hours were more or less amazed to observe that a great oil painting of Richard Croker. Tammany's leader. adorns the recep tion room in Democratic headquarters. It i eautifully draped and occupies the place of prominence. In Chairman McCarren's room there were placed yesterday large paintings of Hugh McLaughlin and Senator Edward Murphy. Jr. Out in the general reception room little dinky picture of former Senator Hill hangs. The three big paintings in headquarters are those of Richard Croker, Hugh Me Laughlin, and Edward Murphy, Jr. Of course, there is a campaign picture of Augustus Van Frank Campbell, Chairman of the Der

eratio State Committee, arrived at the Hoffman House yesterday. After a consultation with Chairman McCarren of the Executive Committee all of the apartments on the third floor of the Hoffman House on the Twentyfifth street side were hired and will be thrown open for business within a day or so. Everything is on the most gorgeous scale at Demomined to win in this fight if the greatest efforts and the largest expenditures can bring about that result. Frederick C. Schraub, who was Chairman of the Democratic Convention s. Syracuse and who on Tuesday night notified Augustus Van Wyck of his nomination for Governor, said yesterday:
"The silver ticket or the Chicago platform

Democracy ticket for State offices will receive less than 200 votes in the State of New York." Mr. Schraub was the candidate in 1896 for Lieutenant-Governor on the State platform which indorsed the Chicago platform of Bryanism, free silver and the other doctrines of the Bryanized Democracy.

Some of the up-State Democrats, while pro-claiming loyalty to Augustus Van Wyck, said under their breaths that if things turned out right it looked as though the Democratic national ticket in 1900 would be:

VAN WYCE AND VAN WYCE.

That is, Augustus Van Wyck for President and Robert A. Van Wyck for Vice-President. In the event of the election of that national Demogratic ticket, Richard Croker's friends said that he was to be Secretary of War. This is not a humorous story. It is a plain recital of the declarations of Tammany men who had other statements to make. For instance, in the event of the election of a Democratio ase of Representatives this fall, George B McClelland, now senior Democratic membe would be Chairman of that committee, and Amos J. Cummings, at present senior member of the House Committee on Naval Affairs would be Chairman of that committee. Mc-Clellan and Cummings are Tammany men in every breath they draw.

The ambitions of some of the Tamman nen, according to the statements of their riends, are limitless. Political schemes to benefit Tammany Hail and its chief supporters for years to come have been planned, and the attempt to elect Augustus Van Wyck. Tammany's candidate for Governor, is but the second step in the determination to carry out these plans. The election of Robert A. Van Wyck, Tammany's Mayor of New York, was the first step in all these schemes.

This situation has united all anti-Tammany forces below the Bronx, and, according to the best-informed Republicans, has also brought about a unification of all the anti-Tammany forces in every city, town and crossroad hamlet in the State.

Won't Put the Republican Nomination on the Ballet.

New ORLEANS, I.a., Oct. 5.—Secretary of State Michel has refused to place on the official ballots the name of Judge H. B. Talifaferro. the Republican candidate for Congress in the Fifth Louisiana Congress district, on the ground that the Republicans did not poll 20

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**New York** 

UP-THE-STATE POLITICS.

TIMOTHY L, BLLSWORTH RENOMINAT-ED FOR STATE SENATOR Archie Sanders Delivers His Delegates on

the Fourth Ballot-The Nominee De-fends His Press Gag Bill - Southwick

Benominated for Congress at Albany.

nomination be made unanimous, and the Or-leans delegation was not polled. The State

and national platform and the State candidates were indorsed, and the country congratulated

on the conclusion of the war with Spain before

the Democratic party had a chance to declare the war a failure. Timothy E. Ellsworth, the

nominee, was then introduced, and said in

years, and he stood this one with his accustomed composure, merely remarking: "There was a lightning change in the programme during the night. The convention proceedings were not inspiriting, the result, as every one knew, being foreordained by an authority not to be questioned.

Assistant District Attorney Isaac M. Kapper called the delegates to order, and Eugene B. Travis of Westchester county was chosen permanent Chairman and Michael F. McGoldrick of Kings, Secretary.

Charles H. Hyde, a law partner of Mr. Jenks, made the nominating speech for the Assistant Corporation Counsel, and Frank X. McCaffrey, who was appointed an Assistant District Attorney on Tuesday, nominated Mr. Marcan, his chief. Both nominees were described as fully measuring up to the requirements of the high office and as stalwart Democrats.

In seconding the nomination of Mr. Jenks August Reynert, a Queens county delegate, said: "Let us nominate this man and we will show the Republicans that we are able to put un as good a fight as did Dewey at Manila and Schley at Saratoga."

There was an outburst of laughter over Mr. Reynert's mistake, and he quickly substituted Santiago for Saratoga. No other nomination was made and Mesars. Jonks and Marcan were declared the unanimous choice of the convention.

This resolution offered by John M. Dagney of ALBION, N. Y., Oct. 5 .- There is no doubt that o-day's Senatorial Convention for the Fortyfifth district here was in a measure out and dried, settled and dictated in advance, but is came near to miscarrying. The united opposi-tion to the nomination of Elisworth made it embarrassing for Archie D. Sanders of Geneses to deliver his delegates in return for the promise of the Internal Bevenue Collectorship, and i looked at one time as though L'Hommedieu of keep the peace. The convention was deferred for several hours and was finally called at o'clock. The twenty-one delegates represent-ing Orleans, Niagara, and Genesea counention.
This resolution, offered by John M. Dagney of Westchester county, was adopted: ties were all present. The vote was taken by roll call. For three ballots the Resolved. That it is with deep regret that the bar of the Second Judicial Department of the State of New York is obliged to lose the valuable services of that learned and able juriet, Augustus Van Wyck, who has so ally dispensed justice in this department for the past fourteen years. seven Genesee men voted solid for Sanders, and the seven Niagara men for Ellsworth learned and able juriet, Augustus Van Wyck, who has see ably dispensed justice in this department for the past fourteen years.

Beselvod, That we find consolation in the fact that he has been called by his party to serve in a wider field the people of the Empire Siste.

A committee composed of a representative from each county called upon the candidates and formally notified them of their nomination. Mr. Jenks and Mr. Marwan have long been leading members of the Kings county bar and prime favorites with the Democratic managers. Mr. Jenks was originally a Republican, but after the Blaine campaign became a convert to Democracy. He served as Corporation Counsel during the suministrations of Mayors Chapin and Boody, and was Judge Advocate General Corporation Counsel for the borough since consolidation. Mr. Marean had never held any official office until his election as District Attorney last November. Mr. Jenks and Mr. Marean will not have to resign their present offices. Their Republican judiciary competitors will be Justice Jesse Johnson and ex-Senator Charles H. Russell or Fred A. Ward. The Republican Convention is to be held to-morrow. and the seven Orleans men for L'Hommedieu When Genesee was reached on the fourth ballot Percy Hooker of the delegation arose and, saying that Genesee realized the full responsibility resting with her and the position in which the delegation was placed, desired, nevertheless, to withdraw the name of Mr. Sanders. The delegation was then polled, and voted solid for Ellsworth, giving him fourteen votes. When Orleans county was reached District Attorney Simonds moved that the

GRADY TO GO BACK TO ALBANY. Tammany's Only Real Orator to Be Be nominated as State Senator. Senator Thomas F. Grady, whose long ab ence from the Tammany fold, when he was

The Democratic Judicial Convention in the

econd district, which comprises the countles Kings, Queens, Suffolk, Richmond, Rock-

ter, was held yesterday in the County

land, Orange, Putnam, Dutchess and West

Court House in Brooklyn, and wound up its labors in short order. The two nominations,

for the Supreme Court bench, to fill the vacan-cles caused by the resignation of Justice Augus-tus Van Wrok to nocept the Gubernatorial

mination and the retirement of Justice Jesse Johnson at the close of the year

were disposed of in accordance with the decree of Hugh McLaughlin, the

organization, and were made without the sem-

blance of a contest. The nominees are both is

high official harness, one being Assistant Cor-

poration Counsel Almet F. Jenks, of the bor-ough of Brooklyn, and the other District At-

torney Josiah T. Marean of Kings county-Until a few hours before the meeting of the

convention the friends of Col. James D. Bel

were confident that he would get one of the

when word came from the Walloughby street auction room that the slate did

not bear his name. Col. Bell has been used to political setbacks during the past few

years, and he stood this one with his accus-

lacca, and they were grievously disappointed

manager of the Kings County Democ

most needed, brought him into such disfavor with his chief, Mr. Croker, that it has been on talk for several days that he was to be turned down for good and all, is to have an other chance. It was positively asserted by leaders in a position to know, at Tamman Hall yesterday, that Grady will be renominated for the Senate from his old district, the Thirteenth, this year. Grady is back and on deck once more, full of his old-time enthusi asm, and as anxious and willing to wag his silver tongue as of yore. Mr. Croker has forgiver him, and there is great rejoicing among the rank and file as a consequence, for in the whole organization there is not a man who can count so many friends as the silver-tongued

count so many friends as the silver-tongued orator.

There is little doubt that Mr. Croker was influenced to lenity in the case of Grady as much by the fact that he needs the man as by his old-time friendship for him. In all Tammany Hall there is but one orator to-day, and that one is Thomas F. Grady. Grady filled the place held so long by Bourke Cockran, after that gifted gentleman was frozen out by Mr. Croker six years ago, and the Tammany men are of the opinion that he has filled it well. Croker has never had a man in Albany who has given so much satisfaction as Grady, and to drop Grady would have been to drop a man whose shoes could not be filled by any man in the organization to-day.

It was current talk before Grady fell from grace that he was slated for the appointment to auccead John Whalen as Corporation Coun-

grace that he was slated for the appointment to succeed John Whalen as Corporation Counsel, when Whalen was nominated for the Supreme Court bench, but now it is said that Mr. Croker never had an idea of taking him away from Albany. It is all settled now, however, that Grady is to be renominated, and the various individuals who have been scrambling for his shoes, ever since it became known that Mr. Croker was displeased with him, will have to wait a little longer for their chance.

VAN WYCE'S HOME CANVASS. It Is to Be a Bed-Hot One, so Bridge Com missioner Shea Announces

Ex-Justice Augustus Van Wyck did not leave his Brooklyn home until late yesterday afternoon. He had many callers during the norning and it is understood received many additional letters of congratulation. He cor tinues his characteristic reticence toward the reporters and informed them that his formal acceptance of the nomination will not change his determination not to answer any questions whatever. He proposes, he said, to take the people into his confidence in his own way. To-morrow night ex-Justice Van Wrek will be the guest at a non-partisan reception by the Brooklyn Club and on Saturday night he will be the guest of the Manhattan Club. According to present arrangements his first speech will be made on next Wednesday night at the opening of the campaign in the Academy of Music in Brooklyn. The other speakers have not yet been selected. Bridge Commissioner Shea, Chairman of the Executive Committee, promises a red-hot canvass in Brooklyn, beginning on Monday night. A torchlight procession is under contemplation. eceptance of the nomination will not change

WHALEN AND UNTERMEYER, Tammany Has Decided on Two Candidates

for the Supreme Court Bench. Tammany has definitely decided on two can lidates for the Supreme Court bench. They are Corporation Counsel John Whalen and Maurice Untermoyer. Both Samuel and Mau rice Untermeyer have been talked of as candi

rice Untermeyer have been talked of as candidates for weeks, but it is now said that the latter has been chosen.

There is still some doubt about the third candidate, but there is a strong drift in favor of Delos McCurdy. Mr. McCurdy, it is said, is doing his best to stop the growing sentiment in his favor. He does not want the office and if it is offered to him will probably decline it. He may, however, find himself in the position of Justice Van Wyck, who didn't want his nomination either, but swallowed it gracefully after the leaders had given him a little talking to. Labor Politicians Meet To-Night.

The Workingmen's Political League, one of the Tammany Hall labor annexes, will hold meeting to-night to hear a report from committee appointed some time ago on nominations and campaign plans. The League is supposed to be formed for the purpose of nominating labor men for the Legislature and urging the election of other candidates who are believed to be in favor of labor measures. Incidentally some of its members keep their eres open for any city job that Tammany Hall is able to send their way, and on this account the Legue is unpopular with a great many labor men.



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nominee, was then introduced, and said in part:

"In accepting this renomination I wish to say that what I have done as your representative in the Senate has been with a view to serve pot only the Republican party, from which I received my commission, but, so far as in me lay, to serve the people of the whole district of whatever party, and the people of the whole state outside as well as inside the district. In so far as I have succeeded I take this renomination as evidence of your satisfaction. In so far as I have succeeded I take this renomination as evidence of your satisfaction. In so far as I have succeeded I take this renomination as evidence of your satisfaction. In so far as I have sailed I accept it as an avidence that such failure was not by reason of anything on my part which should have caused it, but because of those things which were outside of and beyond my centrol. In this endeavor I am not unconscious of the fact that in some respects I have received adverse criticism. I am told by those newspapers which ought to be the organs of intelligent public opinion, though I regret to say that they sometimes are not so—I have learned that in addition to that which is merely occee; I do not make speeches, which i certainly do not: that in the performance of a duty which came to me I presented bills which seem not to have met be approval of some of these organs of public opinion, one of which was dubbed the Anti-Cartoon bill and the other of which was stigmatized the 'Press Gag bill.' It ought to be enough to say that while that bill met with my approval, it was like many another measure which comes to the duty of a legislator to present, not drawn by me. If the newspapers had devoted half of the space used in condemning it to its publication, so that all could see it and consider it intelligently, it would have received far different comment from the people themselves. One of those measures even those who condemn it say in part is right in principle, but perhaps too radical."

Mr. Elisworth went over th ARPET CLEANSING

newspapers. He read portions of the bill and said:

What is there in that which should meet with the reproval of any intelligent man, and which should hold up to condemnation any individual or official who endeavored to have it incorporated into law. I have no apologies to make. If I am wrong, if I am not consistent, then you are wrong in nominating me to-day, and if I believed that your convention believed that it was wrong I would lay this nomination back in your laps.

There were calls for L'Hommedieu, but he did not respond. The young leader in Orleans has come out of the trying position with much success, and whatever odium comes from this nomination falls upon the shoulders of Archie Sanders of Genesce. If the Collectorship should not also fall on his shoulders it would be sad Indeed.

Forna, Oct. 5.—The Democrata of Mont-Cits' Up-State Petitions N. G. from Sign Failure to Comply with the Law. The Cits are having a hard time in getth their petitions straightened out, so that they can file them, with the names of their candi-

dates, in the office of the Secretary of State on time. Everything went amouthly until yester-day's mail, containing the last of the petitions, came in. These petitions are from the most remote counties in the State, and the Cits have been really quite anxious about them.

But vesterday they came, and there was great rejoicing until it was discovered that the adwriting than the name itself. Now, the law writing than the name itself. Now, the law distinctly says that the signers must not early write their own names on the petition, but also their own addresses, and that unless they do, their names don't count. After working the telegraph wires for an hour or so, the Oiselearned that their rustle agents had let the notaries who swore each man write in the 8d-dress. Now there is woe in the Cit headquapters. All the petitions must go back, and it is a question whether the signers can be all rounded up and made to write their own addresses in time.

PERRY RELMONT DECETERS. First Congress District Democrate Townsend B. Scudder,

RIVERHEAD, L. L., Oct. 5,—After three hours spent in caucusing here to-day the Democratic Congress Convention of the First district, com-prising Suffolk and Queens counties, nami-nated Townsend B. Soudder of Oyster Bay. Queens county, his opponent in the conven-tion being William B. Reid of Babylon, Suffelia

success, and whatever column comes from this nomination falls upon the shoulders of Archie Sanders of Genesee, If the Collectorship should not also fall on his shoulders it would be sad indeed.

Fonna, Oct. 5.—The Democrate of Montgomery county this aftornoon held their nominating convention here. James W. Perguson of Amsterdam was nominated for member of Assembly, George C. Rewart of Amsterdam for Justice and Control of Assembly, George C. Rewart of Amsterdam for Justice and Control of Assembly, George C. Rewart of Amsterdam for Justice and Control of Assembly, George C. Rewart of Amsterdam for Justice and Control of Assembly, George C. Rewart of Amsterdam for Justice and Control of Assembly, George C. Rewart of Amsterdam for Justice and Control of Assembly, George C. Rewart of Amsterdam for Justice Attorney, Lawrence of the Portion of the Democratic State Convention. No reference who the Chicago pistform.

Aleast C. Oct. 5.—The Albany county Republicans to-day renominated George N. Bouthwick for Congress, Myer Nussbaum for Senator, James M. Borthwick for County Clerk, and John T. Cook for District Attorney. Mr. Cook is the present District Attorney, Mr. Cook is the present District Attorney. Mr. Cook is the present District Attorney Eugen Burlingame.

The convention unanimously adopted an address to the people. It opposes a scheme for biennial sessions of the Legislature, as not only adverse to the business interests of the city of Albany, but also as indefensible in view of the vast and varied interests of the Empire State which annually require legislative attention; commends the wise, conservative, and patriotic course of President McKinley, under whose Administration the war with Spain has been brough to a successful condusion; urges the necessity of voting not only for a member of Ongress who will stand faithfully for a hundred course of Albany county in the foreground in support of the man whose legislative and executive carrier showed independence of thought and control of the Supplementary of the Manu county. The original selection was Beld, who county. The original selection was Beid, whe was defeated in his own primary a short lime ago, and he announced that he was out of the race. Perry Belmont was the next choice.

The party leaders of both counties have been here all the week trying to arrange things, but when the delegates arrived to-day there was a serious muddle. Queens was divided against itself and so was Buffolk. After about two hours of caucusing a telegram was received from Belmont stating that he would not run, and another from Beld caying that he had again entered the race. The first ballot was 27 for Scudder and 13 for Beld.

## Dyspepsia and Indigestion.

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mere tenic-it is a food as well. Mme. Melba writes: "I highly on mend the genuine Johann Hoff's' Male Extract. I use it with my daily diet. It improves my appetite and digestion wessderfully."

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